IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.207 OF 2005

Gopal Nimba Suryavanshi ... Applicant

versus

State of Maharashtra ... Respondent

...

Mr. M.K. Kocharekar, for the Applicant.

Mr. R.Y. Mirza, A.P.P., for the Respondent.

...

CORAM : A.M.KHANWILKAR,J.

2nd February 2005

P.C.:

. Heard Counsel for the parties. Having regard to the material on record to indicate complicity of the Applicant in the commission of the crime and the offence being serious one, not a case for bail. I see no reason to depart from the conclusion reached by the lower Court in rejecting the bail application of the present Applicant. The argument that the medical evidence does suggest that the prosecutrix must

have had similar intercourse earlier does not take the matter further having regard to the statement of the prosecutrix and her age being below 18 years. Rejected. The trial Court is, however, directed to expedite the trial. The Principal Judge, Sessions Court for Greater Mumbai, is directed to assign the case to the Fast Track Court, if not already done, so as to ensure early disposal of the trial.

(A.M.KHANWILKAR,J.)